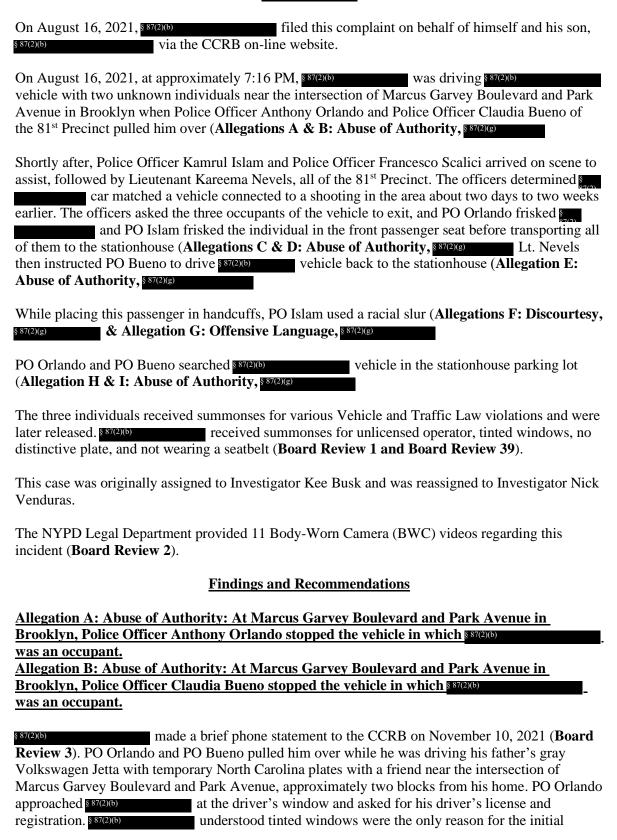
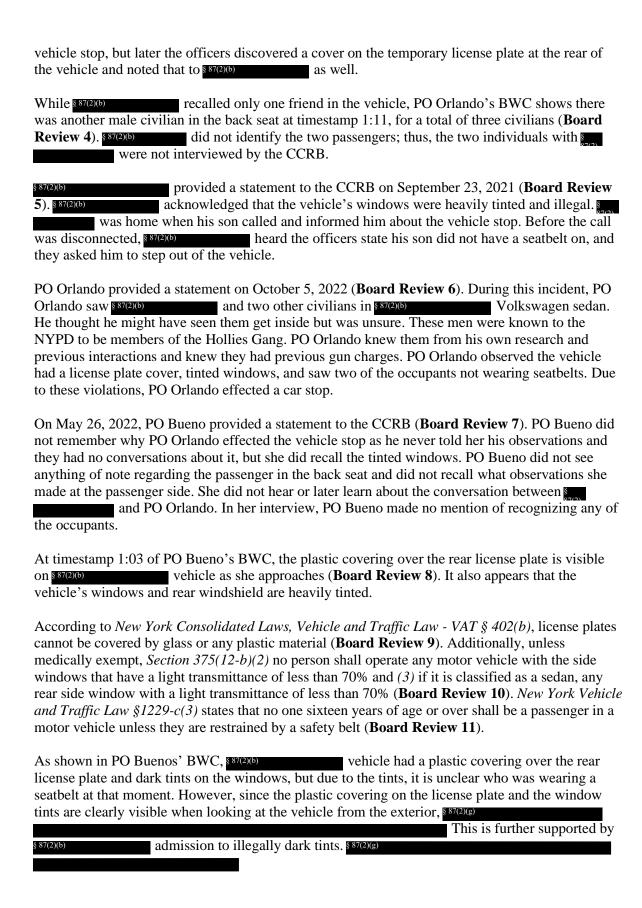
CCRB INVESTIGATIVE RECOMMENDATION

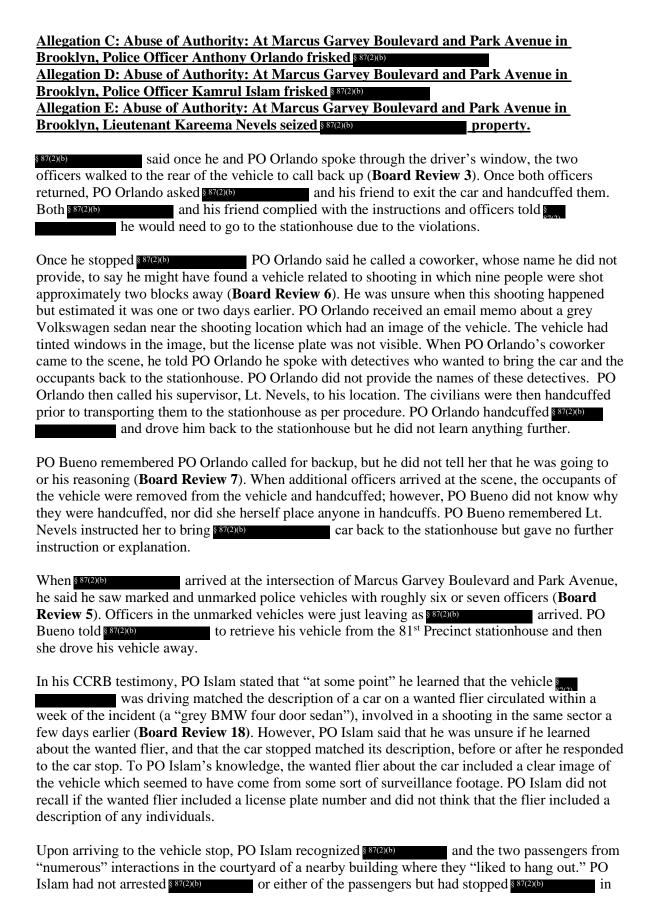
Investigator:		Team:	CCRB Case #:	ПП	Force		Discour	rt. U.S.
Nicholas Venduras		Squad #16	202104865	1	Abuse	☑	O.L.	Injury
Tyrcholas venduras		Squau #10	202104803		Abusc	V	O.L.	
Incident Date(s)		Location of Incident:	-		18 N	10. S0	OL	Precinct:
Monday, 08/16/2021 7:16 PM, 08/16/2021 7:57 PM	Monday,	Marcus Garvey Boulev Avenue 81st Precinct stationhoo			2/1	6/202	23	81
Date/Time CV Reported		CV Reported At:	How CV Reported	<u> </u>	Date/Tim	e Rece	eived at C	CCRB
Mon, 08/16/2021 8:10 PM		CCRB	On-line website		Mon, 08/	16/202	21 8:10 F	PM
	Trmo	Home Addre	<u> </u>					
Complainant/Victim	Type	Home Addre	ess					
Witness(es)		Home Addre	ACC.					
vv micss(cs)		Home Addre						
Subject Officer(s)	Shield	TaxID	Command					
1. PO Claudia Bueno	02349	970431	081 PCT					
2. PO Anthony Orlando3. PO Kamrul Islam	09744 29411	964687 954964	081 PCT 081 PCT					
4. LT Kareema Nevels	00000	931501	M COURT					
Witness Officer(s)	Shield N		Cmd Name					
, ,								
 PO Dionis Bravo PO Francesco Scalici 	04724 07889		081 PCT 081 PCT					
3. PO Amber Lagrandier	05373		081 PCT					
			001101		Inv	og tic e	ton Doo	ommondation
Officer(s)	Allegation					esuga	nor Kec	ommendation
A.PO Anthony Orlando	Brooklyr	at Marcus Garvey Boule n, Police Officer Anthon n which § 87(2)(6)	y Orlando stopped t	he				
B.PO Claudia Bueno	Abuse: A	at Marcus Garvey Boule n, Police Officer Claudia	vard and Park Aven	ue in	1			
C.PO Anthony Orlando		at Marcus Garvey Boule a, Police Officer Anthon						
D.PO Kamrul Islam		at Marcus Garvey Boule a, Police Officer Kamrul		iue in				
E.LT Kareema Nevels		at Marcus Garvey Boule a, Lieutenant Kareema N property.			1			
F.PO Kamrul Islam	in Brook	esy: At Marcus Garvey I lyn, Police Officer Kam ously to ^{§ 87(2)(b)}		Ave	nue			

Officer(s)	Allegation	Investigator Recommendation
G.PO Kamrul Islam	Off. Language: At Marcus Garvey Boulevard and Park Avenue in Brooklyn, Police Officer Kamrul Islam made remarks to \$87(2)(b) based upon race.	
H.PO Anthony Orlando	Abuse: In the 81st Precinct stationhouse parking lot, Police Officer Anthony Orlando searched the vehicle in which was an occupant.	
I.PO Claudia Bueno	Abuse: In the 81st Precinct stationhouse parking lot, Police Officer Claudia Bueno searched the vehicle in which was an occupant.	

Case Summary







2019 and had issued a summons to the passenger he ended up placing in handcuffs in 2018 or 2019. After Lt. Nevels arrived on the scene, Lt. Nevels and/or PO Orlando made the decision to bring and the other occupants of the car back to the precinct stationhouse. PO Islam did not know what happened to the vehicle that was stopped after he left the scene. PO Islam did not know if the vehicle was brought back to the stationhouse.

On September 29, 2022, Lt. Nevels provided a statement to the CCRB (**Board Review 12**). Lt. Nevels stated that she responded to a radio run from PO Orlando about a car stop and when she arrived at the location, an officer informed her the vehicle was stopped for tinted windows, which she observed, and because the two passengers in the vehicle were not wearing seatbelts, which she did not recall seeing. Lt. Nevels did not check the transparency of the tint on the windows and did not know if any other officer did so either. Other than the seatbelts and tinted window, Lt. Nevels was not aware of the occupants committing any other crimes or violations.

Lt. Nevels determined (STO) car matched the description of a dark Volkswagen four-door sedan from a wanted poster connected to a shooting approximately two weeks earlier in the 81st Precinct (Board Review 12). Lt. Nevels had previously seen this wanted poster within two weeks of this vehicle stop and officers showed her a copy of it on scene also. Lt. Nevels did not recall if the wanted poster contained a license plate number, perpetrators, or anything else other than general information about the vehicle's appearance. Beyond the vehicle's appearance, Lt. Nevels had no suspicion that the occupants of the vehicle were tied to the shooting as they did not display any suspicious behavior. Lt. Nevels then instructed the officers on scene to bring the vehicle and its occupants to the 81st Precinct stationhouse for further investigation regarding this shooting.

Lt. Nevels then drove to the 81st precinct stationhouse and informed the desk officer about the circumstances of the vehicle stop (**Board Review 12**). She did not search or enter vehicle and was unaware if any other officers did so. She did not know how long it was at the 81st Precinct stationhouse and had no other information about what happened to the occupants after they arrived. Lt. Nevels did not believe she or any other officers determined that this vehicle was connected to the shooting.

The investigation requested this wanted poster from the NYPD on October 17, 2022. To date, the NYPD has not provided it, but it will be added to the case file upon receipt.

Both PO Orlando's and PO Scalici's BWC show how they determined vehicle matched the vehicle wanted in connection to the shooting. n PO Orlando's BWC, he checks his phone at timestamp 1:52, and PO Scalici and PO Islam arrive at timestamp 2:15, with PO Scalici on his phone (**Board Review 4**). At timestamp 2:35, PO Orlando and PO Scalici speak about vehicle and PO Scalici says he spoke to his female "boss," who is on her way. This is presumably Lt. Nevels, as she arrives shortly after. At timestamp 2:55, PO Orlando confirms he "ran" the car, and it comes back to a Volkswagen. About a minute later, at timestamp 3:50, PO Orlando says, "It's the same car." He then walks away to wait near strong car.

PO Scalici's first of two BWC videos shows him with \$37(2)(6) driver's license and documentation spread out on the back of PO Orlando's RMP at timestamp 1:55 while PO Orlando is near \$37(2)(6) vehicle (**Board Review 13**). At timestamp 2:58, PO Scalici asks PO Islam who is nearby what "that thing from the squad" says. PO Islam hands him his phone but does not verbalize an answer and the phone is out of frame. As these two officers look at their phones, PO Islam says, "Yeah, that's it," at timestamp 3:08. At timestamp 3:11, PO Scalici says, "Look at the wheels," and PO Islam says something about the bumper cover, but it is unclear what he said. They

remain near the RMP's trunk without speaking with each other until timestamp 4:40 when PO Scalici turns his BWC off.

RMP (Board Review 14). He exits at timestamp 0:35 and walks towards PO Orlando near car but audio is not captured until timestamp 1:00. When the audio is captured, PO Orlando opens the door and asks (STO) to exit. At timestamp 1:14, he and PO Orlando handcuff (STO) At timestamp 1:33, PO Scalici asks the rear passenger to step out, who asks why as he unclips his seatbelt before exiting. PO Scalici handcuffs this individual at timestamp 1:54 and walks him to his unmarked RMP. At timestamp 3:14, PO Scalici places this individual inside an unmarked RMP and at timestamp 5:42, PO Scalici gets in the rear seat of the RMP and transports the civilian back to the stationhouse.
PO Orlando's BWC captured PO Scalici walking over after exiting Lt. Nevels' RMP and saying "92 Charlie" at timestamp 9:05, indicating an arrest (Board Review 4). PO Orlando then brings to his RMP and pats down pants and jacket pockets at timestamp 10:15. It does not appear that PO Orlando removes anything from street to another RMP at the direction of Lt. Nevels and transports him to the stationhouse for processing without issue.
While PO Orlando is with second at his RMP, PO Islam's second of two BWC recordings show him asking the front passenger to exit the vehicle at 1:46 (Board Review 15). He handcuffs this individual and at 4:00, he pats down the individual's pants and sweatshirt pockets but does not appear to reach inside.
<u>Patrol Guide 208-03</u> instructs officers to "immediately field search/frisk prisoner and search adjacent vicinity for weapons, evidence, and/or contraband" once an arrest is made and the prisoner is in handcuffs (Board Review 16). <u>Patrol Guide 212-11</u> defines a frisk as the careful "limited running of the hands over the outside of a person's clothing feeling for a deadly weapon or any instrument, article or substance readily capable of causing serious physical injury and of a sort not ordinarily carried in public places by law-abiding persons" (Board Review 17).
Since the three occupants were handcuffed and being transported to the stationhouse.
In terms of the seizure of vehicle, several factors remain unknown. Without further documentation regarding the shooting or the wanted poster/memo, details about the conversation between officers on scene and the detectives investigating the shooting, or the identity of these detectives, the investigation was unable to determine exactly how the decision was made to bring strong vehicle to the stationhouse.

Allegation F: Discourtesy: At Marcus Garvey Boulevard and Park Avenue in Brooklyn,
Police Officer Kamrul Islam spoke discourteously to
Allegation G: Offensive Language: At Marcus Garvey Boulevard and Park Avenue in
Brooklyn, Police Officer Kamrul Islam made remarks to

87(2)(6)

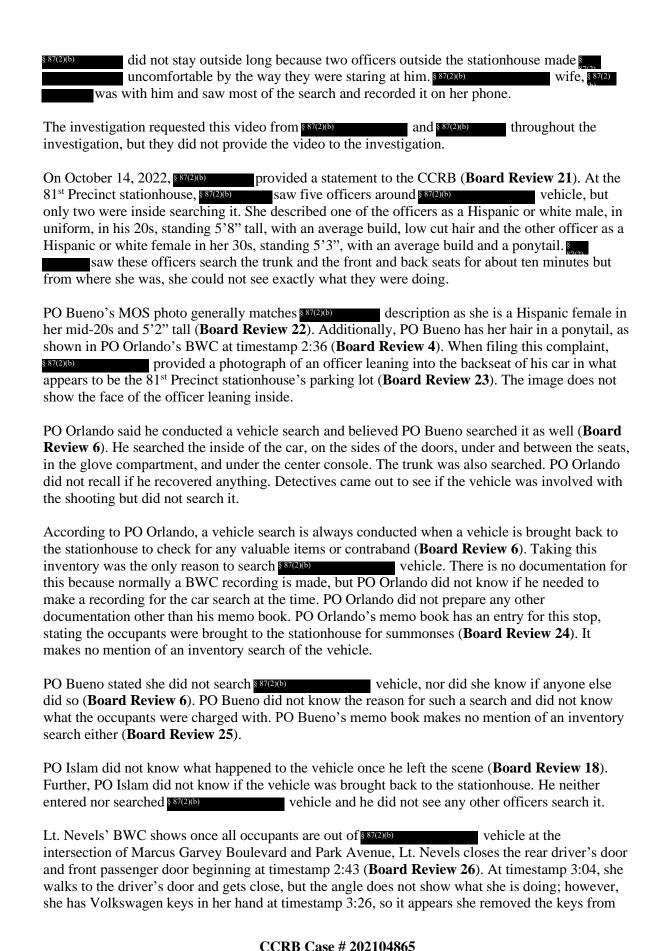
based upon race.

At timestamp 2:08 of PO Islam's second of two BWC videos, PO Islam says, "I'm not your nigga, alright," in response to the front passenger's use of the term when complaining about being handcuffed (**Board Review 15**).

In his statement to the CCRB on October 5, 2022, PO Islam said he felt that the passenger's language was offensive, and he should not have to be referred to in such a manner (**Board Review 18**). PO Islam used the slur because he was "reflecting the language" of the passenger back to him and had no other reason.

<u>Patrol Guide 203-10</u> prohibits the use of "discourteous or disrespectful remarks regarding another person's ethnicity, race, religion, gender, gender identity/expression, sexual orientation, or disability" (**Board Review 19**).

§ 87(2)(g)
Allegation H: Abuse of Authority: In the 81st Precinct stationhouse parking lot, Police Officer Anthony Orlando searched the vehicle in which 887(2)(b) was an occupant. Allegation I: Abuse of Authority: In the 81st Precinct stationhouse parking lot, Police Officer Claudia Bueno searched the vehicle in which 887(2)(b) was an occupant.
said PO Orlando transported him and his friend to the stationhouse while PO Bueno drove \$87(2)(b) car back to the stationhouse. Right as the officers were leaving the scene arrived (Board Review 3). Once \$87(2)(b) arrived at the stationhouse, he spoke with an unknown officer who asked \$87(2)(b) about potential involvement or witness to local crimes for approximately 20 to 25 minutes. After another hour, \$87(2)(b) remembered he received a desk appearance ticket for driving without a license, his tints, and a covered license plate and then went home. \$87(2)(b) did not see anyone search his father's vehicle.
The tour 3 command log on August 16, 2021, shows three arrest entries related to the vehicle stop on pages 2 and 3 (Board Review 20). Set (2016) received two summonses, one for the license plate being covered by the plastic laminate and another for not wearing a seatbelt (Board Review 1). Based on the location of arrest and the arresting officer noted (PO Orlando) in the command log, the investigation identified Set (2016) and Set (2016) as the passengers in Set (2016) where they sat in the vehicle. The command log also noted that Set (2016) and Set (2016) were released with "B" summonses; it was noted that Set (2016) charge was a VTL violation for seatbelt. The investigation is not in possession of Set (2016) and Set (2016) summonses.
said he arrived at the 81st Precinct stationhouse at approximately 7:30 PM, where he saw his vehicle in the parking lot (Board Review 5). About 20 minutes later, walked outside where he saw approximately two officers in the backseat area of his car. Due to the dark tints, he could not see what the officers were doing. He estimated they were in his car for about 20 minutes and assumed they were searching his car for guns or weapons.



inside. At timestamp 3:27, she coordinates with officers as to which RMP the civilians will be transported in since not all have partitions inside.

At timestamp 4:10 of Lt. Nevels' BWC, she tells that his father can pick up the car at the stationhouse (**Board Review 26**). At timestamp 4:23, she tells PO Bueno to take car and officers can transport the civilians in her vehicle. She then gives PO Bueno the Volkswagen keys and gets inside PO Orlando's RMP at timestamp 5:32 and turns off her BWC at timestamp 5:49. Lt. Nevels does not say why the vehicle is being seized.

PO Bueno's BWC shows her driving \$57000 vehicle back to the stationhouse beginning at timestamp 12:49 (**Board Review 8**). At timestamp 14:22, \$57000 can be heard off camera telling PO Bueno that she is driving his car. \$57000 asks where he can pick up the car and PO Bueno tells him the 81st Precinct.

There is no BWC or other video footage of the vehicle search at the stationhouse.

Based on PO Orlando's and statements, coupled with the fact that PO Bueno was partnered with PO Orlando, the investigation determined by a preponderance of the evidence that PO Bueno searched the vehicle with PO Orlando in the parking lot of the 81st Precinct stationhouse.

As noted above, there are no entries regarding this vehicle search in either PO Orlando's or PO Bueno's memo books (**Board Review 24 & Board Review 25**). The Command Log does not list a vehicle search and the NYPD returned a property voucher request with negative results (**Board Review 20 & Board Review 27**). It appears this search was not documented.

Patrol Guide 218-13 instructs officers to conduct an inventory search whenever any property comes into the custody of the NYPD (Board Review 28). It requires a thorough search of the interior and should include any area potentially containing any valuables, including but not limited to, the glove compartment, console, map pockets in or on doors and rear or side of seats, areas under the seats and in and around the seat stuffing and springs, under the floor mats, under and behind the dashboard, inside the ashtrays, in the air vents where accessible, under the hood, and the trunk. These searches are done to "protect property, ensure against unwarranted claims of theft, and protect uniformed members of the service and others against dangerous instrumentalities." Any valuables removed are to be noted on a Property Clerk Invoice (PD521-141) and any property of little value left inside the vehicle must be documented in the officer's activity log or memo book.

§ 87(2)(g)		
	§ 87(2)(g)	

Civilian and Officer CCRB Histories

- This is the first complaint to which §87(2)(6) has been a party (Board Review 29).
- This is the first complaint to which **SST(2)(6)** has been a party (**Board Review 30**).
- Lieutenant Kareema Nevels has been a member of service for 20 years and has been the subject in two other CCRB complaints and three other allegations, none of which were

substar	ntiated. § 87(2)@		
the sub		has been a member of service for fi complaints and nine other allegation	
CCRB • Police	complaint to which she had Officer Kamrul Islam has	s been a member of service for one as been a subject (Board Review 3 ; been a member of service for nine other allegations, five of which we	3). years and has been the
0	201907149 involved five NYPD has yet to impose	e substantiated allegations of stops a discipline.	against PO Islam. The
	Mediation	n, Civil and Criminal Histories	
 On July Compt claim f On No the Corresults 	roller. On July 25, 2022, filed by \$87000	the NYC Office of the Comptroller were located for this incident d Notice of Claim inquiry was sent ention to \$87(2)(6) (Boar)	stated no notices of (Board Review 35).
Squad: 16			
1			
Investigator:	Nick Venduras	Inv. Nicholas Venduras	12/01/2022
	Signature	Print Title & Name	Date
Squad Leader:	Patrick Vu	IM Patrick Yu	12/02/2022
Squad Leader.	Signature	Print Title & Name	Date
Reviewer:	Sign-ton-	Drint Tidle 9 Nove	
	Signature	Print Title & Name	Date